

**THE MINUTES OF THE BOARD OF EQUALIZATION MEETING HELD
MONDAY, APRIL 28, 2014 AT 5:30 P.M.**

The Board of Equalization met at 5:30 p.m. in the City Council Chambers of the County-City Building in Lincoln, Nebraska as required by law.

Members Present: Jon Camp, Roy Christensen, Jonathan Cook, Doug Emery, Carl Eskridge, Trent Fellers, Leirion Gaylor Baird.

Council Chair Eskridge announced that a copy of the Open Meetings Law is posted at the back of the Chamber by the northwest door. He asked all present to stand and recite the Pledge of Allegiance and observe a moment of silent meditation.

ELECTION OF CHAIRPERSON

CAMP Nominated Carl Eskridge as Chair.
Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

ESKRIDGE Took the Chair and proceeded with the reading of the procedures to be followed during Public Hearing on matters presented to the Board.

PUBLIC HEARING

COLLEGE VIEW MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: SOUTH 48TH STREET BETWEEN CALVERT STREET AND PIONEERS BOULEVARD - Ron Cane, Urban Development Department, came forward to state this district was created by ordinance in 2011. Campbell's Nurseries provides management. These are the first assessments levied against the property owners within the boundaries and they are calculated based on expenditures approved for payment from the period of January 1, 2013 through December 31, 2013.

This matter was taken under advisement.

HAVELOCK STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: HAVELOCK AVENUE FROM CORNHUSKER HIGHWAY ON THE WEST TO 64TH STREET ON THE EAST - Ron Cane, Urban Development Department, came forward to state this district was created by ordinance in 2011. Lanoha Nurseries provides management. These are the second assessments levied against the property owners within the boundaries and they are calculated based on expenditures approved for payment from the period of January 1, 2013 through December 31, 2013.

This matter was taken under advisement.

NORTH 27TH STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: NORTH 26TH STREET ON THE WEST TO NORTH 28TH STREET ON THE EAST AND FROM THE CENTERLINE OF O STREET ON THE NORTH TO FAIR STREET ON THE SOUTH PRIMARILY INCLUDING THOSE PROPERTIES ABUTTING NORTH 27TH STREET - Ron Cane, Urban Development Department, came forward to state this district was created by ordinance in 2002. Campbell's Nurseries provides management. These are the ninth assessments levied against the property owners within the boundaries and they are calculated based on expenditures approved for payment from the period of January 1, 2013 through December 31, 2013.

This matter was taken under advisement.

SOUTH STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: SOUTH STREET FROM THE ALLEY WEST OF 9TH STREET EAST TO 19TH STREET - Ron Cane, Urban Development Department, came forward to state this district was created by ordinance in 2011. Campbell's Nurseries provides management. These are the third assessments levied against the property owners within the boundaries and they are calculated based on expenditures approved for payment from the period of January 1, 2013 through December 31, 2013.

Gwendell Hohensee, South Street Property owner, came forward to clarify whether this was the second or third assessment.

Mr. Cane stated that the first assessment was a partial assessment. This is the second full-year assessment, making it the third assessment overall.

This matter was taken under advisement.

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UNIVERSITY PLACE MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: NORTH 48TH STREET FROM COLBY STREET ON THE SOUTH TO THE HALF BLOCK NORTH OF ADAMS STREET ON THE NORTH AND ALONG SAINT PAUL AVENUE FROM NORTH 47TH STREET TO NORTH 50TH STREET - Ron Cane, Urban Development Department, came forward to state this district was created by ordinance in 2002. Urban Trail Gardens provides management. These are the seventh assessments levied against the property owners within the boundaries and they are calculated based on expenditures approved for payment from the period of January 1, 2013 through December 31, 2013.

This matter was taken under advisement.

VOTING SESSION

COLLEGE VIEW MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: SOUTH 48TH STREET BETWEEN CALVERT STREET AND PIONEERS BOULEVARD.

EMERY Moved approval of College View Maintenance Business Improvement District.
Seconded by Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

HAVELOCK STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: HAVELOCK AVENUE FROM CORNHUSKER HIGHWAY ON THE WEST TO 64TH STREET ON THE EAST.

EMERY Moved approval of Havelock Street Maintenance Business Improvement District.
Seconded by Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

NORTH 27TH STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: NORTH 26TH STREET ON THE WEST TO NORTH 28TH STREET ON THE EAST AND FROM THE CENTERLINE OF O STREET ON THE NORTH TO FAIR STREET ON THE SOUTH PRIMARILY INCLUDING THOSE PROPERTIES ABUTTING NORTH 27TH STREET.

EMERY Moved approval of 27th Street Maintenance Business Improvement District.
Seconded by Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

SOUTH STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: SOUTH STREET FROM THE ALLEY WEST OF 9TH STREET EAST TO 19TH STREET.

EMERY Moved approval of South Street Maintenance Business Improvement District.
Seconded by Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

UNIVERSITY PLACE MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: NORTH 48TH STREET FROM COLBY STREET ON THE SOUTH TO THE HALF BLOCK NORTH OF ADAMS STREET ON THE NORTH AND ALONG SAINT PAUL AVENUE FROM NORTH 47TH STREET TO NORTH 50TH STREET.

EMERY Moved approval of University Place Maintenance Business Improvement District.
Seconded by Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

ADJOURNMENT

FELLERS Moved to adjourn sine die the Board of Equalization Meeting.
Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

5:40 P.M.

Teresa J. Meier, City Clerk

Amy Hana Huffman, Office Specialist

**THE MINUTES OF THE CITY COUNCIL MEETING HELD
MONDAY, APRIL 28, 2014 AT 5:30 P.M.**

The Meeting was called to order at 5:30 p.m. Present: Council Chair Eskridge; Council Members: Camp, Christensen, Cook, Emery, Fellers, Gaylor Baird; City Clerk, Teresa J. Meier.

Council Chair Eskridge announced that a copy of the Open Meetings Law is posted at the back of the Chamber by the northwest door. He asked all present to stand and recite the Pledge of Allegiance and observe a moment of silent meditation.

READING OF THE MINUTES

FELLERS Having been appointed to read the minutes of the City Council proceedings of April 21, 2014, reported having done so, found same correct.

Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

PUBLIC HEARING

APPLICATION OF OMAHA EXPOSITION & RACING INC. DBA LINCOLN RACE COURSE FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 40 FEET BY 75 FEET AT 7055 S. 1ST STREET ON MAY 1, 2, 3, AND 4, 2014 FROM 9:00 A.M. TO 12:00 A.M. (4/21/14 - PUBLIC HEARING & ACTION DELAYED ONE WEEK TO 4/28/14) - Christy Harris, Lincoln Race Course, 7055 S. 1st Street, came forward to state this event is to celebrate Kentucky Derby weekend. There will be a tent for additional seating and live music.

This matter was taken under advisement.

APPLICATION OF JSD LLC DBA HUSKERVILLE PUB AND PIZZA FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 65 FEET BY 45 FEET AT 2805 NW 48TH STREET ON MAY 3, 2014 FROM 11:00 A.M. TO 2:00 A.M. (4/21/14 - PUBLIC HEARING & ACTION DELAYED ONE WEEK TO 4/28/14) - Sandy McCorkindale, 1906 Gunnison Drive, came forward to state this event is the Frontier Harley Davidson's 11th Annual Cinco de Mayo Poker Run. Huskerville Pub and Pizza will be the last stop. This SDL is to expand the beer garden for additional seating, live music, and food.

This matter was taken under advisement.

MANAGER APPLICATION OF DANA POST FOR GOKIE ENTERPRISES, INC. DBA FAST MART AT 6835 N. 27TH STREET - Dana Post, 6835 N. 27th Street, came forward to take the oath and answer questions. She is the new manager at this store which has been open for twelve years.

This matter was taken under advisement.

APPLICATION OF JAMES ARTHUR VINEYARDS DBA JAMES ARTHUR FOR A YK LIQUOR LICENSE AT 803 Q STREET - Jim Ballard, 1503 W. Raymond Road, came forward to take the oath and answer questions. He stated that one tasting outlet is allowed as part of the farm winery liquor license. James Arthur had the opportunity to purchase the From Nebraska bookstore in the Haymarket and will continue to run that business as a gift shop. This will expand the wine tasting room.

This matter was taken under advisement.

APPLICATION OF ANDY'S EXPRESS LLC DBA ANDY'S EXPRESS FOR A CLASS DK LIQUOR LICENSE AT 8511 S. 33RD STREET;

MANAGER APPLICATION OF MIKE D. ANDERSON FOR ANDY'S EXPRESS LLC DBA ANDY'S EXPRESS AT 8511 S. 33RD STREET - Mike D. Anderson, came forward to take the oath and answer questions. This is a new convenience store at corner of 33rd and Yankee Hill Road. It will open July 1st and all required training will be completed in May.

This matter was taken under advisement.

APPLICATION OF BLUE BLOOD BREWING COMPANY, INC. FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 70 FEET BY 90 FEET AT 500 W. SOUTH STREET ON MAY 10, 2014 FROM 12:00 P.M. TO 10:00 P.M. - Colby Coash, 829 Mary Court, came forward to state that the brewery is hosting the Lincoln Flying Disc Club Tournament celebration and will be expanding the tap room to the parking lot for the event.

This matter was taken under advisement.

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CREATING WATER DISTRICT NO. 1206 TO CONSTRUCT A 6-INCH DIAMETER WATER MAIN IN H STREET FROM 26TH STREET TO 27TH STREET AND ASSESSING THE COSTS THEREOF AGAINST THE BENEFITTED PROPERTIES - Roger Figard, Public Works and Utilities Department, came forward to state this item is the request of Sun Sanders, property owner of 2622 H Street. There are three interior homes without an individual water main in front of their properties, which is fairly typical in the older parts of town. In this case, there has been a history of disrepair and failures on the service line. The estimate to build the water main is approximately \$123,000 and would come out of water subsidy funds. The proposed assessment is \$40/foot. The assessed amount on the three properties affected would be a little over \$6,000, and the City subsidy would be just under \$117,000. Discussion followed.

Gail Frohman, 2630 H Street, came forward to state that she moved into her home in 1976. The water pressure is extremely slow and has never improved.

This matter was taken under advisement.

APPROVING ALLEY, INC. DBA THE ALLEY AS A KENO SATELLITE SITE AT 1031 M STREET - Katrina Coffee, Vice President of Big Red Keno, and Kandace Brown, owner of the Alley, were on hand to answer questions. The Alley is located on M street and Ms. Brown has been there for nine years.

This matter was taken under advisement.

APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY OF LINCOLN AND NEBRASKA LABLINC FOR THE ANNUAL REQUIREMENTS FOR CITY-COUNTY BLOOD CHEMISTRY PROFILE, PURSUANT TO QUOTE NO. 4760, FOR A FOUR YEAR TERM - Bill Kostner, Human Resources Department, came forward to answer questions. He stated that this contract is an excellent part of the City's Wellness Program for those with City Health insurance. It has been very helpful in detecting health issues and it benefits the health insurance plan to catch health problems early.

This matter was taken under advisement.

COMP. PLAN CONFORMANCE 14006 – AMENDING THE NORTHWEST CORRIDORS REDEVELOPMENT PLAN TO INCLUDE THE “WEST HAYMARKET SPORTS PARK” PROJECT CONSISTING OF YOUTH SPORTS FACILITIES AND RELATED COMMERCIAL USES OVER APPROXIMATELY 65.7 ACRES, GENERALLY LOCATED WEST OF SUN VALLEY BLVD, SOUTH OF CHARLESTON STREET, NORTH OF THE UNION PACIFIC RAIL LINE AND EAST OF THE VIEW STUDENT HOUSING PROJECT. - David Landis, Director of Urban Development, came forward to state that there is an existing community redevelopment plan for this area and this amendment is to further plans for a development for 12 sports fields that are in discussion with the developers now. The hope is that the area might eventually have some commercial activity, such as a hotel and restaurant, in addition to the sports fields. This development carries out the Comprehensive Plan and is an opportunity that the City may not be able to fund with its own general funds. This area is also a flood plain, so this use is better suited to the area than a residential development. Discussion followed.

Kyle Fischer, Lincoln Chamber of Commerce and the Convention of Visitor's Bureau, came forward to state that 83% of all room nights booked through the Visitor's Bureau are for sports related events. That is an immense amount of lodgings and sales taxes paid by those who visit our community for these events. This facility will help to bring in more sports related activities. Currently, many events are turned away because there are not enough facilities to host them all. They have our support.

This matter was taken under advisement.

APPROVING SUPPLEMENTAL AGREEMENT NO. 2 BETWEEN THE CITY OF LINCOLN, LANCASTER COUNTY, AND THE STATE DEPT. OF ROADS FOR FUNDING OF THE LINCOLN SOUTH BELTWAY;

APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN AND STATE DEPT. OF ROADS TO SUPPLEMENT THE SHARED USE PATH ON NW 48TH FROM O STREET TO VINE STREET AS PART OF THE STATE PROJECT ON I-80 FROM NW 56TH TO US-77 SOUTH INTERCHANGE AND APPROPRIATE THE CITY'S FEDERAL AID TO PROJECTS IM-NH-80-9(862), IM-NH-80-9(863) AND IM-NH-80-9(864) - Roger Figard, Public Works and Utilities Department, came forward to state that the City is cooperating and collaborating with the Nebraska Department of Roads (NDOR) to make sure the City's Federal aid is maximized and used. NDOR will use Fiscal Year 14/15 Obligation Authority funds to help them get started on projects within FY 14, to be finished in FY 15. As part of that agreement, they are willing to construct a trail that will tie into a City trail. 16.6 million dollars in federal aid will be credited to the City's cost share on the South Beltway. Discussion followed.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

APPOINTING DON ARP TO THE AUDIT ADVISORY BOARD FOR A TERM EXPIRING MARCH 4, 2017 -
CLERK read the following resolution, introduced by Doug Emery, who moved its adoption:

A-88208 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the appointment of Don Arp to the Audit Advisory Board for a term expiring March 4, 2017,
is hereby approved.

Introduced by Doug Emery

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Cook,
Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY THE
CITY COUNCIL ON APRIL 14, 2014 - CLERK presented said report which was placed on file in the
office of the City Clerk. (27-1)

LINCOLN ELECTRIC SYSTEM MARCH 2014 FINANCIAL AND OPERATING STATEMENT - CLERK
presented said report which was placed on file in the office of the City Clerk. (40)

PETITIONS & COMMUNICATIONS

SETTING THE HEARING DATE OF MONDAY, MAY 12, AT 3:00 P.M. FOR THE MANAGER
APPLICATION OF JOYCE KIM FOR STL OF NEBRASKA INC., DBA TARGET STORE 2303
LOCATED AT 8201 S. 40TH STREET - CLERK read the following resolution, introduced by Trent
Fellers, who moved its adoption:

A-88209 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set
for Monday, May 12, 2014 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers,
County-City Building, 555 S. 10th St., Lincoln, NE for the Manager Application of Joyce Kim for STL of
Nebraska Inc., dba Target Store 2303 located at 8201 S. 40th Street.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be
set.

Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Cook,
Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, MAY 12, AT 3:00 P.M. FOR THE MANAGER
APPLICATION OF NICK FRALEY FOR GREENFIELD'S CAFÉ INC., DBA GREENFIELD'S
LOCATED AT 7900 S. 87TH STREET - CLERK read the following resolution, introduced by Trent
Fellers, who moved its adoption:

A-88210 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set
for Monday, May 12, 2014 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers,
County-City Building, 555 S. 10th St., Lincoln, NE for the Manager Application of Nick Fraley for
Greenfield's Café Inc., dba Greenfield's located at 7900 S. 87th Street.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be
set.

Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Cook,
Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

REFERRED TO PLANNING DEPARTMENT:

Text Amendment No. 14001 - Requested by the Director of Planning, amending Title 27 of the Lincoln
Municipal Code, the Zoning Code, to clarify that dwellings for non-related persons is not an allowed use in
the AG, AGR or R-6 zoning districts by amending Section 27.06.080 relating to the Group Living Use
Group to change the designation of Dwellings for Non-Related Persons in said Use Group Table from a
special permitted use to a prohibited use in the AG, AGR and R-6 zoning districts; by amending Section
27.70.020 relating to Additional Use Regulations for Dwellings for Non-Related Persons to clarify that
Dwellings for Non-Related Persons as a permitted use under a community unit plan is limited to the R-1,
R-2, R-3, R-4 and R-5 zoning districts.

Text Amendment No. 14002 - Requested by Shad Sanford, amending subsections (a) and (b) of Section
27.63.680 of the Lincoln Municipal Code, Sale of Alcoholic Beverages for Consumption On the Premises,
to define restaurant under subsection (a), and to add the sale of alcoholic beverages for consumption on the
premises of a restaurant as a special permitted use in the O-3 district under subsection (b); and repealing
Section 27.63.680 of the Lincoln Municipal Code as hitherto existing.

Text Amendment No. 14003 - Requested by Great American Sports Park, LLC., amending Chapter 27.63 of the Lincoln Municipal Code by amending Section 27.63.130 to clarify that the section applies only to outdoor recreational facilities, to provide that the Planning Commission may establish parking requirements for such outdoor recreational facilities based on a determination of the parking needs and operation of the proposed uses, and providing that, as part of the special permit for an outdoor recreational facility, the Planning Commission may, subject to applicable locational requirements of Section 27.63.680, permit the sale of alcoholic beverages for consumption on the premises as an accessory use; amending Section 27.63.680 to allow the sale of alcoholic beverages for consumption on the premises as an accessory use to an outdoor recreational facility as part of a separate special permit for the outdoor recreational facility under Section 27.63.130; and repealing Sections 27.63.130 and 27.63.680 of the Lincoln Municipal Code as hitherto existing.

Change of Zone No. 14007 - Requested by The Clark Enersen Partners, from AG Agricultural District to B-5 Planned Regional Business District, on property legally described as a portion of Outlot "O", Appian Way Addition, and a portion of Outlot "B", Appian Way 14th Addition, located in Section 23-9-7; and from B-5 Planned Regional Business District to H-4 General Commercial District, on property generally located at South 91st Street and Pine Lake Road.

Change of Zone No. 14008 - Requested by Speedway Properties, Speedway Sporting Village Planned Unit Development, for a change of zone from I-1 Industrial District to I-1 Industrial District PUD, on property generally located at Park Boulevard and Van Dorn Street; for a Planned Unit Development District designation of said property; and for approval of a development plan which proposes modifications to the Zoning Ordinance, Land Subdivision Ordinance and Design Standards to allow an indoor sports facility and outdoor soccer fields, with future shops and retail, and the sale of alcoholic beverages for consumption on the premises on the underlying I-1 District.

Change of Zone No. 14009 - Requested by Olsson Associates, from R-3 Residential District and I-1 Industrial District to B-2 Planned Neighborhood Business District, on property generally located at Sun Valley Boulevard and Line Drive.

Special Permit No. 1662A - Requested by Great American Sports Park, LLC., for an amendment to the existing recreational facility to allow outdoor sports fields, along with accessory uses and associated waiver requests to reduce the front and side yard setbacks, on property generally located at South Folsom Street and Old Cheney Road.

Special Permit No. 11019A - Requested by Blue Blood Brewing Company, to allow the sale of alcoholic beverages for consumption both on and off the premises, on property generally located at S.W. 6th Street and West South Street (500 West South Street). The Planning Commission action is final, unless appealed to the City Council.

Special Permit No. 14004 - Requested by Benjamin Lynch, to expand the area for the sale of alcohol for consumption on the premises to include an outdoor beer garden, on property generally located at 8280 West O Street. The Planning Commission action is final, unless appealed to the City Council.

Use Permit No. 140D - Requested by The Clark Enersen Partners, to expand the boundaries of the existing Appian Way Regional Center use permit to allow an apartment complex, and to allow an 88-room hotel within the existing use permit boundary, including waiver requests to allow tandem parking associated with multiple-family dwellings and to modify the height restriction to 52', on property generally located at South 91st Street and Pine Lake Road.

Use Permit No. 04006B - Amendment to allow "Restaurants" and "On-sale alcoholic beverages" as permitted uses under the approved use permit, on property generally located at Northwest 1st Street and West Highlands Boulevard.

Use Permit No. 14004 - Requested by Olsson Associates, to allow sports fields, associated parking and commercial uses, including waiver requests to modify the parking, signage, maximum height, parking lot screening, street trees and sidewalk requirements, on property generally located north of Sun Valley Boulevard and West of Line Drive.

PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:

Administrative Amendment No. 14022 to Pre-Existing Use Permit No. 13D, Briarhurst Plaza, approved by the Planning Director on April 17, 2014, requested by Prime Sites, LLC, to remove the building footprint from the site plan and allow buildings anywhere outside of the setbacks, on property generally located at S. 48th St. and Briarpark Dr.

Administrative Amendment No. 14011 to Special Permit No. 1813A, The Preserve on Antelope Creek Community Unit Plan, approved by the Planning Director on April 18, 2014, requested by Design Associates of Lincoln, Inc., to adjust the rear setback for Lot 12, Block 4 (4701 Hawthorne Drive) from 25 feet to 21 feet.

LIQUOR RESOLUTIONS

APPLICATION OF OMAHA EXPOSITION & RACING INC. DBA LINCOLN RACE COURSE FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 40 FEET BY 75 FEET AT 7055 S. 1ST STREET ON MAY 1, 2, 3, AND 4, 2014 FROM 9:00 A.M. TO 12:00 A.M. (4/21/14 - PUBLIC HEARING & ACTION DELAYED ONE WEEK TO 4/28/14) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88211

BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of Omaha Exposition & Racing Inc. dba Lincoln Race Course for a Special Designated License to cover an area measuring approximately 40 feet by 75 feet at 7055 S. 1st Street, Lincoln, Nebraska, on May 1, 2, 3, and 4, 2014, between the hours of 9:00 a.m. and 12:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF JSD LLC DBA HUSKERVILLE PUB AND PIZZA FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 65 FEET BY 45 FEET AT 2805 NW 48TH STREET ON MAY 3, 2014 FROM 11:00 A.M. TO 2:00 A.M. (4/21/14 - PUBLIC HEARING & ACTION DELAYED ONE WEEK TO 4/28/14) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88212

BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of JSD LLC dba Huskerville Pub and Pizza for a Special Designated License to cover an area measuring approximately 65 feet by 45 feet at 2805 NW 48th Street, Lincoln, Nebraska, on May 3, 2014, between the hours of 11:00 a.m. and 2:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

MANAGER APPLICATION OF DANA POST FOR GOKIE ENTERPRISES, INC. DBA FAST MART AT 6835 N. 27TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88213

WHEREAS, Gokie Enterprises, Inc. dba Fast Mart located at 6835 N. 27th Street, Lincoln, Nebraska has been approved for a Retail Class "B" liquor license, and now requests that Dana Post be named manager;

WHEREAS, Dana Post appears to be a fit and proper person to manage said business.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Dana Post be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF JAMES ARTHUR VINEYARDS DBA JAMES ARTHUR FOR A YK LIQUOR LICENSE AT 803 Q STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88214

BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of James Arthur Vineyards dba James Arthur for a Class "YK" liquor license at 803 Q Street, Lincoln, Nebraska, for the license period ending April 30, 2015, be approved with the condition that:

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1. Applicant must successfully complete the responsible beverage server training course required by Section 5.04.035 of the Lincoln Municipal Code within 30 days of approval of this resolution.
 2. All employees must possess a valid Responsible Beverage Server/Seller Permit as required by Section 5.04.124 of the Lincoln Municipal Code.
 3. The licensed premises does not include the adjacent dock area.
 4. The premises must comply in every respect with all city and state regulations.
- The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF ANDY'S EXPRESS LLC DBA ANDY'S EXPRESS FOR A CLASS DK LIQUOR LICENSE AT 8511 S. 33RD STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88215 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of Andy's Express LLC dba Andy's Express for a Class "DK" liquor license at 8511 S. 33rd Street, Lincoln, Nebraska, for the license period ending April 30, 2015, be approved with the condition that:

1. The applicant obtains a valid special permit, including the parking requirements.
2. Applicant must successfully complete the responsible beverage server training course required by Section 5.04.035 of the Lincoln Municipal Code within 30 days of approval of this resolution.
3. All employees must possess a valid Responsible Beverage Server/Seller Permit as required by Section 5.04.124 of the Lincoln Municipal Code.
4. The premises must comply in every respect with all city and state regulations.

The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

MANAGER APPLICATION OF MIKE D. ANDERSON FOR ANDY'S EXPRESS LLC DBA ANDY'S EXPRESS AT 8511 S. 33RD STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88216 WHEREAS, Andy's Express LLC dba Andy's Express located at 8511 S. 33rd Street, Lincoln, Nebraska has been approved for a Retail Class "DK" liquor license, and now requests that Mike D. Anderson be named manager;

WHEREAS, Mike D. Anderson appears to be a fit and proper person to manage said business.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Mike D. Anderson be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF UPDOWNTOWNERS, INC. DBA GO LINCOLN GO AND CELEBRATE LINCOLN FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 700 FEET BY 100 FEET NORTH/SOUTH IN 13TH STREET BETWEEN M AND O STREETS AND 700 FEET BY 100 FEET EAST/WEST IN N STREET BETWEEN 12TH TO 14TH STREETS ON JUNE 6 AND 7, 2014 FROM 11:00 A.M. TO 12:30 A.M. - PRIOR to reading:

CAMP Moved to delay Public Hearing and Action one week to May 5, 2014.

Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF DUFFY'S TAVERN FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 51 FEET BY 65 FEET AT 1412 O STREET ON MAY 10, 2014 FROM 2:00 P.M. TO 2:00 A.M. - PRIOR to reading:

CAMP Moved to delay Public Hearing and Action one week to May 5, 2014.

Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF BLUE BLOOD BREWING COMPANY, INC. FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 70 FEET BY 90 FEET AT 500 W. SOUTH STREET ON MAY 10, 2014 FROM 12:00 P.M. TO 10:00 P.M - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88217

BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of Blue Blood Brewing Company, Inc. for a Special Designated License to cover an area measuring approximately 70 feet by 90 feet at 500 W. South Street, Lincoln, Nebraska, on May 10, 2014, between the hours of 12:00 p.m. and 10:00 p.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

ORDINANCES - 2ND READING & RELATED RESOLUTIONS (as required)

CREATING WATER DISTRICT NO. 1206 TO CONSTRUCT A 6-INCH DIAMETER WATER MAIN IN H STREET FROM 26TH STREET TO 27TH STREET AND ASSESSING THE COSTS THEREOF AGAINST THE BENEFITTED PROPERTIES - CLERK read an ordinance, introduced by Doug Emery, creating Water District No. 1206, designating the real estate to be benefitted, providing for assessment of the costs of the improvements constructed therein, providing for the acquisition of easements and additional right-of-way, if necessary, and repealing all ordinances or parts of ordinances in conflict herewith, the second time.

PUBLIC HEARING - RESOLUTIONS

APPROVING ALLEY, INC. DBA THE ALLEY AS A KENO SATELLITE SITE AT 1031 M STREET - CLERK read the following resolution, introduced by Doug Emery, who moved its adoption:

A-88218

WHEREAS, the City of Lincoln and the County of Lancaster, Nebraska have entered into an Interlocal Agreement for the purpose of providing for a joint City-County keno lottery; and

WHEREAS, the City has entered into a contract for the operation of a keno type lottery with EHPV Lottery Services, LLC, a Nebraska limited liability company; and

WHEREAS, Section 5 of the Interlocal Agreement and Section 3(b) of the Keno Contract grant the City the authority to approve all satellite locations within the corporate limits of Lincoln; and

WHEREAS, all requirements under the Interlocal Agreement and the Keno Contract governing the establishment and location of keno satellite sites have been met.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska that a keno satellite site is hereby authorized at the location of Alley Inc. dba The Alley, 1031 M Street, Lincoln, NE 68508.

The City Clerk is directed to return an executed copy of this Resolution to The Alley, 1031 M Street, Lincoln, NE 68508.

Introduced by Doug Emery

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY OF LINCOLN AND NEBRASKA LABLINC FOR THE ANNUAL REQUIREMENTS FOR CITY-COUNTY BLOOD CHEMISTRY PROFILE, PURSUANT TO QUOTE NO. 4760, FOR A FOUR YEAR TERM - CLERK read the following resolution, introduced by Doug Emery, who moved its adoption:

A-88219

BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Contract Agreement between the City of Lincoln, Lancaster County and Nebraska LabLinc for the annual requirements for City/County Blood Chemistry Profile, pursuant to Quote No. 4760, for a four year term, upon the terms and conditions as set forth in said Contract Agreement, is hereby approved and the Mayor is authorized to execute the same and any associated amendments or renewals on behalf of the City of Lincoln.

Introduced by Doug Emery

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

COMP. PLAN CONFORMANCE 14006 – AMENDING THE NORTHWEST CORRIDORS REDEVELOPMENT PLAN TO INCLUDE THE “WEST HAYMARKET SPORTS PARK” PROJECT CONSISTING OF YOUTH SPORTS FACILITIES AND RELATED COMMERCIAL USES OVER APPROXIMATELY 65.7 ACRES, GENERALLY LOCATED WEST OF SUN VALLEY BLVD, SOUTH OF CHARLESTON STREET, NORTH OF THE UNION PACIFIC RAIL LINE AND EAST OF THE VIEW STUDENT HOUSING PROJECT - CLERK read the following resolution, introduced by Doug Emery, who moved its adoption:

A-88220 WHEREAS, the City Council on October 23, 2006, adopted Resolution No. A-84082 finding an area generally bounded by Sun Valley Boulevard from West O Street to Cornhusker Highway, along Cornhusker Highway from I-180 to N.W. 12th Street, along N.W. 12th Street from Cornhusker Highway to Highlands Boulevard, Highlands Boulevard from N.W. 12th Street to N.W 1st Street, and West Superior Street from N.W. 1st Street to I-180 (Northwest Corridors Redevelopment Area) to be blighted and substandard as defined in the Nebraska Community Development Law (Neb. Rev. Stat. § 18-2101, et seq. as amended) and in need of redevelopment; and

WHEREAS, the City Council has previously adopted the Northwest Corridors Redevelopment Plan (hereinafter the “Northwest Corridors Redevelopment Plan” or “Plan”) including plans for various redevelopment projects within said blighted and substandard area in accordance with the requirements and procedures of the Nebraska Community Development Law; and

WHEREAS, the Director of the Urban Development Department has filed with the City Clerk a proposed amendment to the Plan (hereinafter the “Amendments”) to add the West Haymarket Sports Park Project as a redevelopment project to be carried out by the City of Lincoln as a capital improvement project. Said Amendments are contained in the document entitled “Northwest Corridors Redevelopment Plan -- West Haymarket Sports Park”, which is attached hereto, marked as Attachment "A", and made a part hereof by reference; and

WHEREAS, the Director of Urban Development has reviewed said Amendments and has found that if adopted the Amendments and the Plan meet the conditions set forth in Neb. Rev. Stat. § 18-2113 (Reissue 2007); and

WHEREAS, said Amendments to the Northwest Corridors Redevelopment Plan have been submitted to the Lincoln City - Lancaster County Planning Commission for review and recommendation; and

WHEREAS, on March 21, 2014 notice of public hearing was mailed, postage prepaid, to the president or chairperson of the governing body of each county, school district, community college, educational service unit, and natural resource district in which the real property subject to such plan is located and whose property tax receipts would be directly affected and to all registered neighborhood associations located in whole or in part within one mile radius of the area to be redeveloped setting forth the time, date, place, and purpose, of the public hearing to be held on April 2, 2014 before the Lincoln City - Lancaster County Planning Commission regarding the Amendments, a copy of said notice and list of said governing bodies and registered neighborhood associations having been attached hereto as Attachment "B" and "C" respectively; and

WHEREAS, the Lincoln City - Lancaster County Planning Commission on April 2, 2014 held a public hearing relating to the Amendments to the Northwest Corridors Redevelopment Plan and found the Amendments to be in conformance with the Comprehensive Plan and recommended approval thereof; and

WHEREAS, on April 11, 2014 a notice of public hearing was mailed, postage prepaid, to the foregoing governing bodies and registered neighborhood associations setting forth the time, date, place, and purpose of the public hearing before the City Council to be held on April 28, 2014 regarding the Amendments, a copy of said notice having been attached hereto as Attachment "D"; and

WHEREAS, on April 11, 2014 and April 18, 2014, a notice of public hearing was published in the Lincoln Journal Star newspaper, setting forth the time, date, place, and purpose of the public hearing to be held on April 28, 2014 regarding the Amendments, a copy of such notice having been attached hereto and marked as Attachment "E"; and

WHEREAS, on April 28, 2014 in the City Council Chambers of the County City Building, 555 South 10th Street, Lincoln, Nebraska, the City Council held a public hearing relating to the Amendments to the Northwest Corridors Redevelopment Plan and all interested parties were afforded at such public hearing a reasonable opportunity to express their views respecting said proposed Amendments to the Plan; and

WHEREAS, the City Council has duly considered all statements made and materials submitted relating to said Amendments; and

NOW, THEREFORE, IT IS FOUND AND DETERMINED by the City Council of the City of Lincoln, Nebraska as follows:

1. That the Amendments are described in sufficient detail and are designed with the general purpose of accomplishing a coordinated, adjusted, and harmonious development of the City which will promote general health, safety, and welfare, sound design and arrangement, the wise and efficient expenditure of public funds, and the prevention of the reoccurrence of unsanitary or unsafe dwelling accommodations or conditions of blight.

2. That incorporating the Amendments into the Redevelopment Plan is feasible and in conformity with the general plan for the development of the City of Lincoln as a whole and said Plan is in conformity with the legislative declarations, and the determinations set forth in the Community Development Law.

3. That the substandard and blighted conditions in the Northwest Corridors Redevelopment Area are beyond remedy and control solely by regulatory process and the exercise of police power and cannot be dealt with effectively by the ordinary operations or private enterprise without the aids provided by the Community Development Law, specifically including Tax Increment Financing.

4. That elimination of said substandard and blighted conditions under the authority of the Community Development Law is found to be a public purpose and in the public interest.

5. That the West Haymarket Sports Park Project would not be economically feasible without the use of tax-increment financing.

6. That the West Haymarket Sports Park Project would not occur in the Redevelopment Area without the use of tax-increment financing.

7. That the costs and benefits of the redevelopment activities, including costs and benefits to other affected political subdivisions, the economy of the community, and the demand for public and private services have been analyzed by the City Council as the governing body for the City of Lincoln and have been found to be in the long-term best interest of the City of Lincoln.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

1. That, pursuant to the provisions of the Nebraska Community Development Law and in light of the foregoing findings and determinations, the Amendments to the Northwest Corridors Redevelopment Plan attached hereto as Attachment "A", establishing the West Haymarket Sports Park Project as a redevelopment project are hereby accepted and approved by the City Council as the governing body for the City of Lincoln.

2. That the Urban Development Director, or his authorized representative, is hereby authorized and directed to take all steps necessary to implement the provisions of said Redevelopment Plan as they relate to the above-described Amendments.

3. That the West Haymarket Sports Park Project Area, as described and depicted on the Plan Amendment, is the Redevelopment Project Area comprising property to be included in the area subject to the tax increment provision authorized by the Nebraska Community Development Law.

4. That the Finance Director is hereby authorized and directed to cause to be drafted and submitted to the City Council any appropriate ordinances and documents for the authorization to provide necessary funds, including Community Improvement Financing in accordance with the Community Development Law, to finance the related necessary and appropriate public acquisitions, improvements, and activities set forth in said Amendments to the Northwest Corridors Redevelopment Plan.

BE IT STILL FURTHER RESOLVED that it is intended that this resolution and the modifications adopted herein are supplemental to the findings, approvals, and authorizations as set forth in Resolution No. A-84082, Resolution No. A-84099, Resolution No. A-84991, Resolution No. A-86268 and Resolution No. A-88158.

Introduced by Doug Emery

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF APRIL 1 - 15, 2014 - CLERK read the following resolution, introduced by Doug Emery, who moved its adoption:

A-88221 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the claims listed in the attached report, marked as Exhibit "A", dated April 16, 2014, of various new and pending tort claims filed against the City of Lincoln with the Office of the City Attorney or the Office of the City Clerk, as well as claims which have been disposed of, are hereby received as required by Neb. Rev. Stat. § 13-905 (Reissue 1997). The dispositions of claims by the Office of the City Attorney, as shown by the attached report, are hereby approved:

<u>DENIED CLAIMS</u>	<u>ALLOWED/SETTLED CLAIMS</u>
Don Andrews & Amy Svoboda \$300.00	Alison Wick \$ 325.00
Elisa O'Dell & John O'Dell NAS*	Daniel Bousek 15.00
Gary & Paula Bohaty 342.00	William Irwin 2,621.39
	Benjamin Cosier 4,163.57
	Michael Policky 1,929.60
	Daniel Bousek 60.00

* No Amount Specified

The City Attorney is hereby directed to mail to the various claimants listed herein a copy of this resolution which shows the final disposition of their claim.

Introduced by Doug Emery

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPROVING SUPPLEMENTAL AGREEMENT NO. 2 BETWEEN THE CITY OF LINCOLN, LANCASTER COUNTY, AND THE STATE DEPT. OF ROADS FOR FUNDING OF THE LINCOLN SOUTH BELTWAY - CLERK read the following resolution, introduced by Doug Emery, who moved its adoption:

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A-88222

BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Supplemental Agreement No. 2 between the City of Lincoln, Lancaster County, and the State of Nebraska Department of Roads for Project No. DPU-3300(3), DUP 2-6(117), DUP-2-6(118), and DPU-2-6(119), for funding of the Lincoln South Beltway for the preliminary engineering, utilities, right-of-way, construction, and construction engineering at Nebraska Highway 2 between 127th Street and U.S. Highway 77, in accordance with the terms and conditions contained in said Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to return the executed copies of the Agreement to the Public Works and Utilities Department, for transmittal and execution by Lancaster County and the State Department of Roads.

Introduced by Doug Emery

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN AND STATE DEPT. OF ROADS TO SUPPLEMENT THE SHARED USE PATH ON NW 48TH FROM O STREET TO VINE STREET AS PART OF THE STATE PROJECT ON I-80 FROM NW 56TH TO US-77 SOUTH INTERCHANGE AND APPROPRIATE THE CITY'S FEDERAL AID TO PROJECTS IM-NH-80-9(862), IM-NH-80-9(863) AND IM-NH-80-9(864) - CLERK read the following resolution, introduced by Doug Emery, who moved its adoption:

A-88223

BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Agreement between the City of Lincoln and the State of Nebraska Department of Roads for Project Nos. IM-NH-80-9(862), IM-NH-80-9(863) and IM-NH-80-9(864) to supplement the Shared Use Path on NW 48th from O Street to Vine Street as part of the State Project on I-80 from NW 56th to US-77 South Interchange, in accordance with the terms and conditions contained in said Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to return the executed copies of the Agreement to the Public Works and Utilities Department, for transmittal and execution by Lancaster County and the State Department of Roads.

Introduced by Doug Emery

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

ORDINANCES - 3RD READING & RELATED RESOLUTIONS (as required)

CHANGE OF ZONE 14003 - APPLICATION OF B&J PARTNERSHIP FOR A CHANGE OF ZONE FROM H-3 HIGHWAY COMMERCIAL DISTRICT TO I-1 INDUSTRIAL DISTRICT, ON PROPERTY GENERALLY LOCATED AT NORTH 31ST STREET CIRCLE AND CORNHUSKER HIGHWAY - CLERK read an ordinance, introduced by Jonathan Cook, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the third time.

COOK Moved to pass the ordinance as read.

Seconded by Emery and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

The ordinance, being numbered **#20016**, is recorded in Ordinance Book #29, Page .

STREET NAME CHANGE 14001 – RENAMING TRANSFORMATION DRIVE AS NORTH 21ST STREET AND RENEWABLE DRIVE AS TRANSFORMATION DRIVE LOCATED IN NEBRASKA INNOVATION CAMPUS ADDITION - CLERK read an ordinance, introduced by Jonathan Cook, changing the name of Transformation Drive and Renewable Drive located in Nebraska Innovation Campus Addition to North 21st Street and Transformation Drive, respectively, as recommended by the Street Name Committee, the third time.

COOK Moved to pass the ordinance as read.

Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Cook, Eskridge, Fellers, Gaylor Baird; NAYS: Emery.

The ordinance, being numbered **#20017**, is recorded in Ordinance Book #29, Page .

APPROVING A COMMERCIAL NET GROUND LEASE FOR SITE NO. 2850 IN LINCOLN AIR PARK WEST BETWEEN THE CITY OF LINCOLN AND AIRPORT AUTHORITY OF THE CITY OF LINCOLN FOR THE LEASE OF 80 ACRES OF PROPERTY LOCATED IN AIR PARK WEST FOR A 30 YEAR TERM WITH THE OPTION TO RENEW FOR ONE ADDITIONAL 10 YEAR TERM - PRIOR to reading:

GAYLOR BAIRD Moved to amend Bill No. 14-43 in the following manner:

1. On line 4 delete "one" and insert in lieu thereof two.
2. On line 4 add an s to the word term to make it plural.

Seconded by Camp and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

CLERK Read an ordinance, introduced by Jonathan Cook, accepting and approving a Lease Agreement between the City of Lincoln, Nebraska and the Airport Authority of the City of Lincoln, Nebraska for the lease of 80 acres of property located in Lincoln Air Park West for 30 year term with the option to renew for ~~one~~ two additional 10 year terms, the third time.

COOK Moved to pass ordinance as amended.
The ordinance, being numbered #20018, is recorded in Ordinance Book #29, Page .

ORDINANCES - 1ST READING & RELATED RESOLUTIONS (as required)

COMP. PLAN AMENDMENT 14001 - AMENDING THE 2040 LINCOLN-LANCASTER COUNTY COMPREHENSIVE PLAN BY CHANGING THE LAND USE DESIGNATION OF APPROXIMATELY 5.5 ACRES OF LAND GENERALLY LOCATED AT THE NORTHWEST CORNER OF SOUTH 70TH STREET AND PINE LAKE ROAD FROM URBAN RESIDENTIAL TO COMMERCIAL. (RELATED ITEMS: 14R-110, 14-44)

CHANGE OF ZONE 14004 - APPLICATION OF PAUL ROGGE FOR A CHANGE OF ZONE FROM AGR AGRICULTURAL RESIDENTIAL TO H-4 GENERAL COMMERCIAL ON PROPERTY GENERALLY LOCATED NORTHWEST OF THE INTERSECTION OF SOUTH 70TH STREET AND PINE LAKE ROAD. (RELATED ITEMS: 14R-110, 14-44) - CLERK read an ordinance, introduced by Trent Fellers, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

ANNEXATION 14001 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 2.71 ACRES GENERALLY LOCATED AT SOUTH 88TH STREET AND PIONEERS BOULEVARD. (RELATED ITEMS: 14-45, 14-46) - CLERK read an ordinance, introduced by Trent Fellers, annexing and including the below described land as part of the City of Lincoln, Nebraska and amending the Corporate Limits Map attached to and made a part of Ordinance No. 18208 to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, the first time.

CHANGE OF ZONE 14005 - APPLICATION OF HIMARK GOLF FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT SOUTH 88TH STREET AND PIONEERS BOULEVARD. (RELATED ITEMS: 14-45, 14-46) - CLERK read an ordinance, introduced by Trent Fellers, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

AUTHORIZING THE PURCHASE AGREEMENT FOR THE SALE OF SURPLUS PROPERTY GENERALLY LOCATED AT 1112 WASHINGTON STREET TO AUSTIN D. SHARP FOR THE SUM OF \$89,000.00 - CLERK read an ordinance, introduced by Trent Fellers, approving a Purchase Agreement between the City of Lincoln, as Seller, and Austin D. Sharp, as Buyer, authorizing the sale of City owned property described as the east 43 feet of the south 82 feet and the east 13 feet of the north 60 feet of Lot 8 and the west 5 feet of Lot 9, Block 29, Dawsons Addition to South Lincoln, more commonly known as the 1112 Washington Street, the first time.

RESOLUTIONS - 1ST READING

ACCEPTING AND APPROVING A CONSERVATION EASEMENT AGREEMENT BETWEEN THE CITY OF LINCOLN, THE LOWER PLATTE SOUTH NATURAL RESOURCES DISTRICT AND JOSHUA'S GLEN, LLC TO PRESERVE THE NATURAL RESOURCES OVER THE EASEMENT AREA DESCRIBED AS OUTLOTS A AND C, JOSHUA GLEN 1ST ADDITION AND GENERALLY LOCATED IN THE BEAL'S SLOUGH FLOODPLAIN NEAR 56TH STREET AND SHADOW PINES DRIVE.

APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT AND THE VILLAGE OF DENTON, NEBRASKA TO PROVIDE HEALTH REGULATION INSPECTION AND ENFORCEMENT WITHIN THE CORPORATE LIMITS AND THE ZONING JURISDICTION OF THE VILLAGE OF DENTON.

APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT AND THE VILLAGE OF DAVEY, NEBRASKA TO PROVIDE HEALTH REGULATION INSPECTION AND ENFORCEMENT WITHIN THE CORPORATE LIMITS AND THE ZONING JURISDICTION OF THE VILLAGE OF DAVEY.

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APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT AND THE VILLAGE OF RAYMOND, NEBRASKA TO PROVIDE HEALTH REGULATION INSPECTION AND ENFORCEMENT WITHIN THE CORPORATE LIMITS AND THE ZONING JURISDICTION OF THE VILLAGE OF RAYMOND.

APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT AND THE VILLAGE OF PANAMA, NEBRASKA TO PROVIDE HEALTH REGULATION INSPECTION AND ENFORCEMENT WITHIN THE CORPORATE LIMITS AND THE ZONING JURISDICTION OF THE VILLAGE OF PANAMA.

ACCEPTING AND APPROVING THE 2014-2015 WORK PLAN BETWEEN THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT AND THE NEBRASKA DEPARTMENT OF ENVIRONMENTAL QUALITY FOR THE HEALTH DEPARTMENT'S SECTION 105 AIR QUALITY PROGRAM GRANT.

REAPPOINTING RONALD GEARY TO THE BOARD OF MECHANICAL EXAMINERS FOR A TERM EXPIRING APRIL 4, 2016. (*CONSENT*)

REAPPOINTING JOHN HENRY "JACK" ZOHNER TO THE BOARD OF MECHANICAL EXAMINERS FOR A TERM EXPIRING APRIL 4, 2017. (*CONSENT*)

APPOINTING THOMAS C. HUSTON TO THE URBAN DESIGN COMMITTEE FOR A TERM EXPIRING FEBRUARY 1, 2015. (*CONSENT*)

APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY OF LINCOLN AND BURWOOD GROUP, INC. FOR THE ANNUAL REQUIREMENTS FOR WEBSense MAINTENANCE, PURSUANT TO QUOTE NO. 4756, FOR A THREE YEAR TERM.

APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY OF LINCOLN AND URIBE REFUSE SERVICES FOR THE ANNUAL REQUIREMENTS FOR SCRAP TIRE RECYCLING, PURSUANT TO QUOTE NO. 4764, FOR A FOUR YEAR TERM.

OPEN MICROPHONE

Jane Svoboda, no address given, came forward to share her thoughts on various issues.
This matter was taken under advisement.

Dennis Jacobi, 2611 S. 14th Street, came forward to state that major intersections along Highway 2 should have red light cameras installed in order to decrease the number of fatal car accidents at those locations. Discussion followed.
This matter was taken under advisement.

ADJOURNMENT

6:36 P.M.

CAMP Moved to adjourn the City Council Meeting of April 28, 2014.
Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

Teresa J. Meier, City Clerk

Amy Hana Huffman, Office Specialist